

AVAILABILITY OF MODIFIED TEXT

NOTICE IS HEREBY GIVEN that the Board of Psychology has proposed modifications to the text of sections 1397.60, 1397.61 and 1397.62 in Title 16 Cal. Code Reg. which were the subject of a regulatory hearing on November 19, 2005. A copy of the modified text is enclosed. Any person who wishes to comment on the proposed modifications may do so by submitting written comments on or before January 13, 2006 to the following:

Kathy Bradbury
Administrative Services Coordinator
Board of Psychology
1422 Howe Avenue, Suite 22
Sacramento, CA 95825

DATED: December 22, 2005

Signed Copy on File
Jeffrey Thomas
Interim Executive Officer
Board of Psychology

Enclosure

**DEPARTMENT OF CONSUMER AFFAIRS
BOARD OF PSYCHOLOGY**

**MODIFIED LANGUAGE
for 15-Day Notice**

Key to text:

Single underline:	Indicates original proposed language
Strikeout:	Indicates original proposed deleted text
Double underline:	Indicates the addition of new language since the originally proposed language was noticed

Amend section 1397.60(d) and (g), 1397.61(a) and 1397.62(c) and (d) of Division 13.1 of Title 16 of the California Code of Regulations, to read as follows:

§1397.60. Definitions.

(d) "Continuing education" means the variety of forms of learning experiences, including, but not limited to, lectures, conferences, seminars, workshops, grand rounds, in-service training programs, video conferencing, and ~~distance~~ independent learning technologies.

(g) "~~Distance~~ Independent learning" means the variety of forms of organized and directed learning experiences that occur when the instructor and the student are not in direct visual or auditory contact. These include, but are not limited to, courses delivered via the Internet, CD-ROM, satellite downlink, correspondence and home study. Self-initiated, independent study programs without an approved CE sponsor are not acceptable for continuing education. ~~Except for qualified individuals with a disability who apply to and are approved by the board pursuant to section 1397.62(c), distance learning can be used to meet no more than 50% (18 hours) of the continuing education required in each renewal cycle.~~ Except for qualified individuals with a disability who apply to and are approved by the board pursuant to section 1397.62(c), distance learning can be used to meet no more than 75% (27 hours) of the continuing education required in each renewal cycle. ~~Distance~~ Independent learning courses must meet all standards of an approved continuing education course.

Authority cited: Sections 2915(g) and 2930, Business and Professions Code. Reference: Sections 29 and 2915, Business and Professions Code.

Please Note: The below sections reflect the newly amended language which became effective December 21, 2005.

§1397.61. Continuing Education Requirements.

(a) Except as provided in section 2915(e) of the Business and Professions Code and section 1397.62 of these regulations, each licensed psychologist shall submit with the application for license renewal proof satisfactory to the board that he or she has completed the continuing education requirements set forth in section 2915 of the code. A licensee who renews his or her license for the first time after the initial issuance of the license is only required to accrue continuing education for the number of months that the license was in effect, including the month the license was issued, at the rate of 1.5 hours of approved continuing education per

month. Continuing education earned via distance learning pursuant to section 1397.60(g) shall be accrued at no more than 50% of the continuing education required for the first time renewal. Continuing education earned via distance learning pursuant to section 1397.60(g) shall be accrued at no more than 75% of the continuing education required for the first time renewal. The required hours of continuing education may not be accrued prior to the effective date of the initial issuance of the license. A licensee who falsifies or makes a material misrepresentation of fact on a renewal application or who cannot verify completion of continuing education by producing verification of attendance certificates, whenever requested to do so by the board, is subject to disciplinary action under section 2960 of the code.

§1397.62. Continuing Education Exemptions and Exceptions.

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~~(c) Psychologists requiring reasonable accommodation according to the Americans with Disabilities Act may be granted an exemption from the on-site participation requirement and may substitute all or part of their continuing education requirement with an American Psychological Association or accreditation agency approved distance independent learning continuing education program. A qualified individual with a disability must apply to the board to receive this exemption.~~

(c) Psychologists requiring reasonable accommodation according to the Americans with Disabilities Act may be granted an exemption from the on-site participation requirement and may substitute all or part of their continuing education requirement with an American Psychological Association or accreditation agency approved distance independent learning continuing education program. A qualified individual with a disability must apply to the board to receive this exemption.

~~(ded)~~ Any licensee who submits a request for an exemption or exception which is denied by the board shall complete any continuing education requirements within 120 days of the notification that the request was denied.

Authority cited: Sections 2915(g) and 2930, Business and Professions Code. Reference: Section 2915, Business and Professions Code.